

MEMO ENDORSED

THE LAW OFFICES OF SEAN M. MAHER, PLLC

March 31, 2020

VIA ECF

Hon. Nelson S. Román
United States District Judge
United States Courthouse
300 Quarropas Street
White Plains, New York 10601

Re: United States v. Owens et al., (Rahiem Miller),
17 Cr. 506 (NSR) - 07

Dear Judge Román:

On behalf of defendant Mr. Rahiem Miller, I respectfully write to request that the Court order the Bureau of Prisons ("BOP") to release to counsel (i) Rahiem Miller's medical records and (ii) any information regarding his status as a "high-risk" inmate. I have been notified by the Federal Public Defenders Office that the BOP has identified Mr. Miller as "high risk" for serious illness from COVID-19 under the Center for Disease Control's definition of the term. Mr. Miller has previously signed a HIPAA release during his Probation interview with undersigned counsel present. Judge Garaufis in the Eastern District of New York recently granted a similar motion in *United States v. Raniere*, 18 Cr. 204 (NGG), Doc. No. 864. Exhibit A.

As the Court is aware, people detained in the MDC as well as other federal, state, and city jails and prisons in New York are testing positive for COVID-19. The latest information is that one detainee and five staff members have tested positive at the MDC.

The Court's consideration of this urgent matter is greatly appreciated.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 3/31/2020

Respectfully submitted,

/s/
Sean M. Maher
Counsel for Rahiem Miller

Dated: March 31, 2020
White Plains, NY

cc: All counsel via ECF

BOP directed to release
Deft. Miller's information
as stated above to his
counsel by April 3, 2020.
Clerk of the Court requested to
terminate the motion (docs
267 & 268).

SO ORDERED: 267 & 268.

HON. NELSON S. ROMAN
UNITED STATES DISTRICT JUDGE

Exhibit A

KEITH RANIERE,

ORDER
18-CR-204-1 (NGG)

Counsel for the Government is further DIRECTED to communicate with the Bureau of Prisons regarding Mr. Raniere's efforts to speak with his counsel and use best efforts to facilitate those communications.

Counsel for the Government shall submit a letter to the court providing a status update on Mr. Raniere's ability to speak with his counsel by no later than 3:00 pm on Monday, March 30, 2020.

SO ORDERED.

Dated: Brooklyn, New York
March 27, 2020

/s/ Nicholas G. Garaufis
NICHOLAS G. GARAUFIS
United States District Judge